



BOX AF

Response Under 37 CFR § 1.116
Expedited Procedure
Examining Group No. 1661

Patent Application
Serial No. 09/754,755
Atty. Docket No. 2384-001896

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit 1661

In re Application of

WILHELM ELSNER

Serial No. 09/754,755

Filed January 4, 2001

Examiner - Susan B. McCormick

VARIETY OF GERANIUM PLANT
NAMED 'TIKVIO'

Pittsburgh, Pennsylvania
January 2, 2003

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

BOX A.F.
Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated October 1, 2002 of the Primary Examiner finally rejecting claim 1. A supporting Appeal Brief will be filed in due course.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on January 2, 2003.

Signature

Date

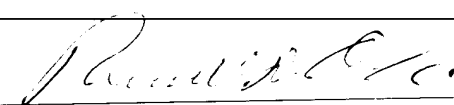
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Pursuant to 37 C.F.R. §1.17(b), a check in the amount of \$320.00 is enclosed herewith to cover the cost of filing the Notice of Appeal. The Commissioner for Patents is hereby authorized to charge any additional fees which may be required to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650. One (1) original and two (2) copies of this Notice of Appeal are enclosed.

Respectfully submitted,

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By



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